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OFFICE OF PETITIONS

In re Application of :
Sita R. Kaura :
Application No. 09/825,258 : DECISION GRANTING PETITION
Filed: April 3, 2001 : UNDER 37 CFR 1.137(b)
Attorney Docket No. 65,409-001 :

This is a decision on the petition under 37 CFR 1.137(b), filed October 20, 2005, to revive the above-identified application. This is also a decision on the petition under 37 CFR 1.182, filed June 21, 2006, to expedite consideration of the petition to revive.

The petition under 37 CFR 1.137(b) is **GRANTED**.


The petition under 37 CFR 1.182 is **DISMISSED** since expedited consideration was unable to be undertaken in view of the loss of the application. Therefore, the \$400 fee submitted therefor will be refunded in due course.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed October 16, 2002, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on January 17, 2003. A Notice of Abandonment was mailed on July 15, 2003.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply (request for continued examination (RCE), the \$395 fee therefor, and submission as required by 37 CFR 1.114, (2) the \$750 petition fee, and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the final Office action of October 16, 2002 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3218.

This matter is being referred to Technology Center AU 1617 for processing the RCE and for appropriate action in the normal course of business on the amendment received October 20, 2005.


Frances Hicks
Petitions Examiner
Office of Petitions